

MAR 29 2012

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JULIA C. DUNN, CLERK  
BY:   
DEPUTY CLERK

WILLIAM BURTIS SAUNDERS,  
Plaintiff,

v.

GERALD A. MCPEAK, *et al.*,  
Defendants.

) Civil Action No. 7:11cv00311  
)  
)  
)

) **FINAL ORDER**  
)

) By: Samuel G. Wilson  
) United States District Judge

In accordance with the memorandum opinion entered this day, it is hereby **ORDERED** and **ADJUDGED** that the defendants' motion for summary judgment on Saunders' deliberate indifference claim is **GRANTED**. Further, the court **DISMISSES** Saunders' equal protection claim without prejudice pursuant to 28 U.S.C. § 1915(e). The Clerk is **DIRECTED** to **STRIKE** this matter from the active docket of the court.

The Clerk is further directed to send copies of this order and accompanying memorandum opinion to the parties.

ENTER: This 29<sup>th</sup> day of March, 2012.

  
UNITED STATES DISTRICT JUDGE